

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2790

IN THE MATTER OF:

Served November 14, 1985

Application of DSR INTERNATIONAL,)
INC., for Special Authorization to)
Conduct Charter Operations Pursuant)
to Contract with the United States)
Department of Health and Human)
Services)

Case No. CP-85-14

By application filed October 24, 1985, DSR International, Inc. ("DSR" or "applicant"), seeks authority pursuant to WMATC Special Certificate of Public Convenience and Necessity No. 1 to transport employees of the United States Department of Health and Human Services, Public Health Service ("PHS") along with others on official business with PHS, together with mail, baggage and express in the same vehicles as passengers, in charter operations pursuant to a contract with PHS.

The service under consideration here involves a modification of a contract between these same parties. See Order No. 2758, served September 4, 1985, in Case No. CP-85-10, which is incorporated herein by reference. That decision resulted in Authorization No. SP-115-04 being issued to DSR. The service proposed here both adds to the service already authorized and provides for changes in service as PHS relocates some of its employees.

This contract provides for Route 3, a new scheduled shuttle service between PHS offices at Federal Center Building No. 2 (3700 East-West Highway, Hyattsville, Md.) and the Brookland Metro Station (Michigan Avenue, N.E., Washington, D.C.). It calls for eleven trips in each direction Monday through Friday, excluding federal holidays. The service would begin on November 25, 1985.

As PHS relocates employees, this contract provides for changes in the service covered by authorization No. SP-115-04. Effective December 1, 1985, a stop at 7520 Standish Place, Rockville, Md., will be added to Route 1. That route will continue to include stops at NBOC and White Flint Metro through January 10, 1986. Effective January 13, 1986, the stops at NBOC and White Flint Metro will be eliminated. As required by employee relocation, the contract provides for additional stops at the HHS North Building (330 Independence Avenue, S.W., Washington, D.C.) and the Humphrey Building (200 Independence Avenue, S.W., Washington, D.C.).

Order No. 2778 generally described the evidence submitted with the application, and that order is incorporated herein by reference. The Commission required publication of notice and filing of an affidavit of publication. Applicant complied with these requirements, and no protest to the application was received by the Commission within the time set therefor. An appropriate certificate of insurance is on file.

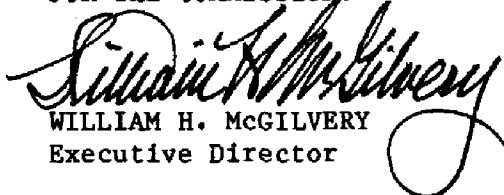
Commission Regulation No. 70 provides that an application of this type will be granted if it is determined that the applicant is fit, willing, and able properly to perform the proposed service and to conform to the provisions of the Compact and the rules, regulations, and orders of the Commission thereunder, and if it is determined that the proposed operations conform to the provisions of Regulation No. 70. The issue of whether the public convenience and necessity requires such service has been determined in Case No. MP-79-04. See Order No. 2004, served June 20, 1979.

Inasmuch as the contract is for a fixed term of at least 181 days and provides for the transportation of employees pursuant to a contract with their employer, it is found that this application conforms to the requirements of Commission Regulation No. 70. It is further found, based on the evidence of record, that applicant is fit, willing, and able properly to provide the service described above and to conform to the requirements of the Compact and the rules, regulations, and orders of the Commission thereunder. This application shall be granted.

As a matter of convenience we shall issue a new authorization, SP-115-05, which incorporates and supersedes SP-115-04.

IT IS SO ORDERED.

FOR THE COMMISSION:


WILLIAM H. MCGILVERY
Executive Director